



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MAR 27 2006

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Judith L. Corley
Perkins Coie
607 14th Street, NW
Washington, DC 20005

RE: MUR 5385

Dear Ms. Corley:

This is in reference to the complaint your client, Gephardt for President, Inc., filed with the Federal Election Commission on September 3, 2003, concerning Groundswell Voters PAC ("Groundswell"), an organization alleged to have engaged in fraudulent solicitation of contributions. Based on that complaint, on November 30, 2004, the Commission found that there was reason to believe Groundswell, Jerome Dewald, and Jonathan Mosier knowingly and willfully violated 2 U.S.C. §§ 438(a)(4), 441h(b), and Groundswell violated 2 U.S.C. §§ 433, 434, provisions of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation of this matter. However, after considering the circumstances of this matter, the Commission determined to take no further action as to these Respondents, and closed the file in this matter on March 7, 2006. At the same time, the Commission admonished Groundswell and Jerome Dewald that fraudulent solicitation is a violation of 2 U.S.C. § 441h(b).

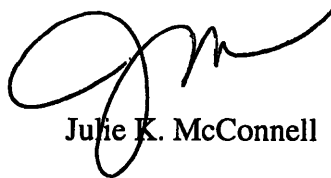
Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report is enclosed for your information.

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

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If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jm', with a large loop at the start and a trailing flourish.

Julie K. McConnell

Enclosure
General Counsel's Report

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